

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 10703 of 1998

For Approval and Signature:

Hon'ble MISS JUSTICE R.M.DOSHIT

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1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?
2. To be referred to the Reporter or not? : NO
3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?
4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge? : NO

KISHOR @ LALO SON OF GANESHBHAI SARGADA

Versus

COMMISSIONER OF POLICE

Appearance:

MR CHETAN B RAVAL for Petitioner
MS HANSABEN PUNANI AGP for Respondent No. 1, 2, 3

CORAM : MISS JUSTICE R.M.DOSHIT

Date of decision: 30/07/1999

ORAL JUDGEMENT

Heard the learned advocates for the respective
parties.

2. The petitioner herein challenges the order of preventive detention dated 29th August, 1998 made by the Commissioner of Police, Ahmedabad City, under the powers

conferred upon him under Sub-section 2 of Section 3 of the Gujarat Prevention of Anti-Social Activities Act, 1985 [hereinafter referred to as, 'the Act'].

3. The petitioner is alleged to be a habitual offender and for that matter, 'a dangerous person' within the meaning of Section 2 (c) of the Act, and his activities are alleged to be detrimental to the maintenance of public order. As many as 14 offences punishable under Chapter XVII of the Indian Penal Code have been registered against the petitioner during the period from 16th January, 1998 to 12th August, 1998. Most of the offences are committed within the jurisdiction of Ellis Bridge & Navrangpura Police Stations. The co-accused, one Mukesh @ Bado Mohanlal Bhati was also detained under the Act on 31st August, 1998. The same was challenged in Special Civil Application No. 8221 of 1998, which is dismissed by the judgment of this Court today.

For the reasons recorded in the judgment delivered in Special Civil Application No. 8221 of 1998, the present petition is dismissed. Rule is discharged.

Prakash*